



STATE OF WEST VIRGINIA
BOARD OF OSTEOPATHIC MEDICINE

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MEMORANDUM

DATE: April 20, 2022
TO: Mac Warner
Secretary of State
FROM: Jonathan T. Osborne
Executive Director of the West Virginia Board of Osteopathic Medicine
RE: Suspension of Rules in Response to COVID-19

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

2022 APR 20 A 11:39

FILED

The West Virginia Board of Osteopathic Medicine requests that the rules described below be temporarily suspended pursuant to W. Va. Code § 15-5-6(c)(7) and the State of Emergency declared by Governor Justice on March 16, 2020. The Board further requests that the subject rules remain suspended until the Board terminates this Notice or the State of Emergency is lifted, whichever occurs first.

The Board originally filed a memorandum on March 26, 2020, suspending certain provisions of 24 CSR 2. After amendments to 24 CSR 2 became effective following the 2020 Regular Session of the Legislature, the Board re-suspended certain provisions of 24 CSR 2 on August 10, 2020. The Board then filed an emergency version of 24 CSR 2, which became effective today, requiring the Board to re-suspend certain provisions of 24 CSR 2 on August 10, 2021. Today, the Board filed the final version of 24 CSR 2, which contains amendments approved by the Legislature during the 2022 Regular Session. As such, the Board is required to re-suspend

certain provisions of 24 CSR 2.

1. In recognition of the potentially fluid and dynamic nature of providing medical care during the COVID-19 emergency, the Board temporarily suspends its formal procedures for creating or amending practice notifications. During the State of Emergency, PAs and health care facility representatives must notify the Board via email when a PA enters into new practice notifications. This temporary measure affects the provisions of W. Va. CSR § 24-2-11. The Board's temporary suspension of the fees associated with practice notifications set forth in the aforementioned provisions and 24 CSR 5 remains in effect.

The scope of practice and prevailing standard of care applicable to PAs remain unchanged. These measures will remain in effect until terminated by the Board or the State of Emergency is lifted, whichever occurs first. Strict compliance with these rules would hinder or delay necessary action in coping with the emergency declared by the Governor.


(Agency Representative)